IN THE HON'BLE HIGH COURT OF JUDICATURE OF BOMBAY AT PORVORIM, GOA

P.I.L. Writ Petition No. 13/2020

THE GOA FOUNDATION, THR. ITS SECRETARY, DR. CLAUDE ALVARES

….**Petitioner**

V/s

THE MAPUSA MUNICIPAL COUNCIL THR. ITS CHIEF OFFICER AND ORS.

…**Respondents**

ADDITIONAL AFFIDAVIT OF THE PETITIONER

I, Dr. Claude Alvares, Secretary, Goa Foundation, petitioner herein, do hereby solemnly affirm and submit as under:

1. I am filing this affidavit with regard to Stretch A of the Mapusa PWD road (Clock tower to Three- Roads Junction) alongside which the petitioner has prayed that footpaths be constructed for safe movement of pedestrians. I say that this is the busiest stretch of the four roads leading out from the Clock Tower and is heavily used throughout the day by pedestrians and by vehicles.

2. I say that on 19.01.2023 and 21.01.2023, the staff of the Goa Foundation have taken photographs of the buildings along the Left Hand Side of the road and these are annexed to this affidavit, along with building names on the structures, as **Annexure 1 Colly**. These photographs indicate that

adequate space is available in front of several buildings where a footpath can be immediately constructed. Many of these buildings are recent constructions and therefore setbacks from the road are maintained. However, at present these spaces are habitually occupied by cars and motorbikes, compelling pedestrians, including old people and school children, to walk on the roads, amidst the heavy traffic. There are just a few old structures fronting the road.

3. I also say that the footpath on Stretch C from Duler Football ground upto the Clock Tower junction is nearing completion. The stretch of road in the photographs enclosed hereto is on the same side as the footpath already constructed in Stretch C. Once a footpath is constructed on Stretch A, a continuous stretch of footpath will exist at least on one side of the main road for the safety of citizens.

4. I state that the contents of paragraphs 1, 2, and 3 are true as per my own knowledge. No part of it is false and nothing material has been concealed therefrom, and the annexures enclosed are true copies of their originals.

Solemnly affirmed at Porvorim, Goa
This the 03rd day of February 2023 Petitioner

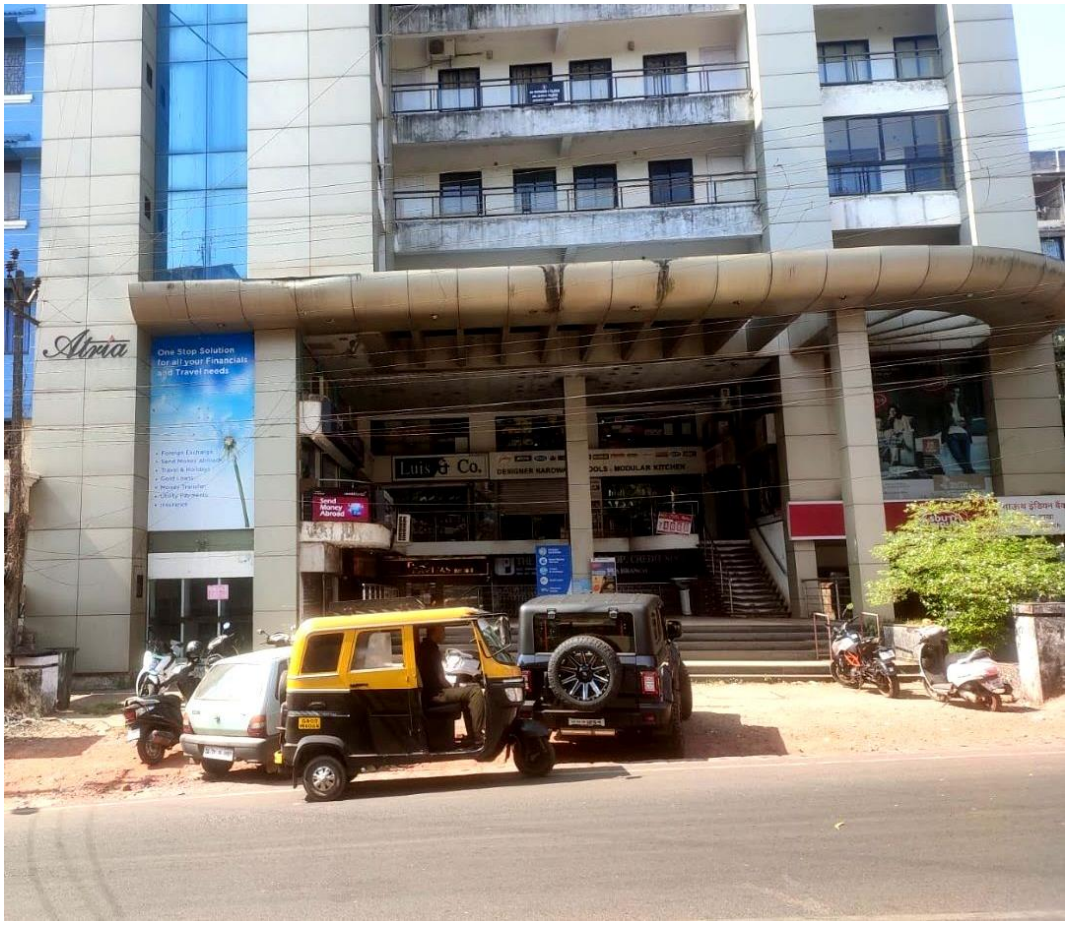
ANNEXURE 1 COLLY

Photographs from Clock Tower to 3 - Roads junction, dt. 19.01.2023 and 21.01.2023

Clock Tower junction: Stretch A – Road to the left, downward slope.
Stretch B – Road straight ahead to St. Xaviers College.

Comunidade Building, Mapusa

Space available. Corner of bldg. within footpath area.



Atria Building and El Capitan Centre:
Space available, vehicles parked within footpath area.

Hotel Manjunath. No space available. Steps of bldg to be demolished, and side entrance created

Existing house. Space partly available. Small compound wall to be demolished

Phoenix Plaza Bldg. Space available,
vehicles parked within footpath area.

Hotel Sharayu One. Space available,
vehicles parked within footpath area.

St. Jerome Chapel. No space available,
Chapel wall should be set back a little.

Existing house, near St. Jerome Chapel. No space available
- compound wall & steps are adjoining the road.

Liberty Apartments Bldg. Space available,
vehicles parked within footpath area.

Existing House. No space available,
unoccupied heritage building.

St. Anthony Apartments Bldg. Space available,
vehicles parked within footpath area.

Commerce Centre. Space available,
Shop goods displayed in footpath area

Phadke Electricals. Space available,
vehicles parked within footpath area.

Safari Building. No space available.
Old unoccupied building, located at turn in the road

Govt. Godown. No space available.
Old unoccupied building, located at turn in the road.

Yes Bank. Space available,
vehicles parked within footpath area.

S.G. Kavlekar & Sons Xerox shop.
No space available, Old building.

Havells/ M/s Zarina Electrical Services shop.
No space available.

Veg Udupi Restaurant, near Zarina Electrical shop.
No space available.

3 - Roads junction. Main road bifurcates into
3 one – way roads at this junction

Details of structures along footpath area –
From Clock Tower to 3 - Roads junction

Sr. No.	Name of structure	Whether Space is Available	Remarks
1.	Communidade Bldg.	Partly	Corner within footpath area
2.	Atria Bldg.	Yes	Vehicles parked in footpath area
3.	El Capitan Bldg.	Yes	Vehicles parked in footpath area
4.	Hotel Manjunath	No	Steps of bldg to be demolished, and side entrance created
5.	Existing house [Not in municipality sketch]	Partly	Small compound wall to be demolished.
6.	Phoenix Plaza	Yes	Vehicles parked in footpath area
7.	Hotel Sharayu One	Yes	
8.	St. Jerome Chapel	No	Chapel wall should be set back a little.
9.	Existing house	No	Compound wall & steps adjoining road
10.	Liberty Apartments	Yes	Vehicles parked in footpath area

11.	Existing house	No	Heritage building. Unoccupied
12.	St. Anthony Bldg.	Yes	Vehicles parked in footpath area
13.	Commerce Centre	Yes	Shop goods displayed in footpath area
14.	Phadke Electricals	Yes	Vehicles parked in footpath area
15.	Safari Bldg.	No	Old bldg. Unoccupied. Located at turn in the road
16.	Government Godown	No	Old bldg. Unoccupied. Located at turn in the road.
17.	Yes Bank	Yes	Vehicles parked in footpath area
18.	Kavlekar & Sons Xerox	No	Old building
19.	Havells/Zarina Electrical	No	
20.	Veg Udupi Restaurant	No	